

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA
OFFICE OF THE CLERK

RICHARD H. WEARE
DISTRICT COURT EXECUTIVE / CLERK OF COURT
SANDRA DAY O'CONNOR U. S. COURTHOUSE
SUITE 130, 401 W. WASHINGTON ST., SPC 1
PHOENIX, ARIZONA 85003-2118

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405 W. CONGRESS, SUITE 1500
TUCSON, ARIZONA 85701-5010

FILED

MAY 23 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

May 19, 2008

RE: CR 02-50028-1-PHX-MHM, USA v. Gary Arreguin

Dear Clerk of Court:

Enclosed are transfer documents pursuant to F.R.Crim.P. 18:3605. Documents include:

- | | | |
|----|--|----------|
| 1) | Certified copy of docket sheet | <u>X</u> |
| 2) | Consent to Transfer Case pursuant to 18:3605 | <u>X</u> |
| 3) | Certified copy of indictment/charging document | <u>*</u> |
| 4) | Other: Order Revoking Supervised Release | <u>X</u> |

Please acknowledge receipt of the enclosed documents by signing and dating the attached copy of this letter and return it to this office.

Sincerely,

RICHARD H. WEARE, DCE/CLERK

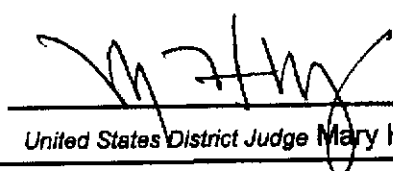
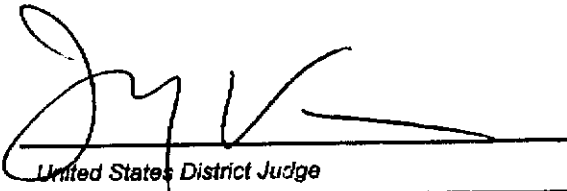
By s/ Joanna Rosales
Deputy Clerk

Enclosures

cc: Courtroom Deputy
U. S. Probation
Pretrial Services

U. S. Attorney
Defendant's Attorney
U. S. Marshal

* This document is unavailable at this time and is being researched.

PROB 22 (Rev. 2/88)		<input checked="" type="checkbox"/> FILED <input type="checkbox"/> RECEIVED <input type="checkbox"/> LOGGED <input type="checkbox"/> COPY MAY 15 2008		DOCKET NUMBER (Tran. Court) 02 R50028-001-PHX-MHM CR-08 00287 JF APR 8 2008 Richard W. Wiegman U.S. District Court Northern District of California San Jose	
NAME AND ADDRESS OF PROBATIONER/SUPERVISEE GARY ARREGUIN		DISTRICT District Of Arizona		DIVISION Phoenix	
BY CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA P DEPUTY		NAME OF SENTENCING JUDGE Mary H. Murguia			
DATES OF PROBATION/SUPERVISED RELEASE:		FROM 2/20/2008		TO 7/19/2012	
OFFENSE Controlled Substance - Sell, Distribute, or Dispense					
PART 1 - ORDER TRANSFERRING JURISDICTION					
UNITED STATES DISTRICT COURT FOR THE <u>DISTRICT OF ARIZONA</u>					
IT IS HEREBY ORDERED that pursuant to 18 U.S.C. 3605 the jurisdiction of the probationer or supervised releasee named above be transferred with the records of the Court to the United States District Court for the <i>Northern District of California</i> upon that Court's order of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this Court.*					
3 Apr. 1 08 Date		 United States District Judge Mary H. Murguia			
*This sentence may be deleted in the discretion of the transferring Court.					
PART 2 - ORDER ACCEPTING JURISDICTION					
UNITED STATES DISTRICT COURT FOR THE <u>Northern District of California</u>					
IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order.					
4-21-08 Effective Date		 United States District Judge			

Order Revoking SR
No JCC received,
Transfer from Colorado

I hereby attest and certify on 5-19-08
that the foregoing document is a full, true and correct
copy of the original on file in my office and in my custody.

CLERK, U.S. DISTRICT COURT
DISTRICT OF ARIZONA

By G. Renaly Deputy

1
2
3
4
5
6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
8

9 **United States of America,**

10 **Plaintiff,**

11 **vs.**

12 **Gary Gerardo Arreguin,**

13 **Defendant.**
14

CR 02-50028-PHX-MHM

**ORDER
REVOKING SUPERVISED RELEASE**

15
16 A petition for revocation of supervised release having been filed and hearings held
17 with the defendant and counsel present, and the defendant having previously admitted
18 violation of standard condition 1 and special condition 1,

19 THE COURT FINDS that the defendant is in violation of the terms and conditions of
20 his supervised release.

21 IT IS ORDERED **revoking the defendant's supervised release** and the defendant,
22 GARY GERARDO ARREGUIN, shall be committed to the custody of the **Bureau of**
23 **Prisons for a term of SEVEN (7) MONTHS.** The Court recommends that the defendant
24 be placed in the Central District of California, if possible.

25 IT IS FURTHER ORDERED upon release from the Bureau of Prisons, defendant is
26 placed on **supervised release for a term of FIFTY-THREE (53) MONTHS.**

27 ///

28 ///

1 IT IS FURTHER ORDERED affirming standard conditions of supervision adopted
 2 by the Court in General Order 05-36. The Defendant shall comply with the following
 3 additional conditions:

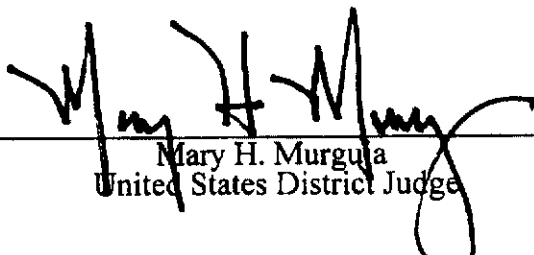
- 4 1. You shall participate as instructed by the probation officer in a program of substance
 5 abuse treatment which may include testing for substance abuse. You shall contribute
 6 to the cost of treatment in an amount to be determined by the probation officer.
- 7 2. You shall submit your person, property (including but not limited to computer,
 8 electronic devices, and storage media), residence, office, or vehicle to a search
 9 conducted by a probation officer, at a reasonable time and in a reasonable manner.
- 10 3. You shall provide the probation officer access to any requested financial information.
- 11 4. The defendant shall maintain full-time employment and/or schooling as directed by
 12 the probation officer.
- 13 5. You shall abstain from all use of alcohol or alcoholic beverages.

14 Of particular importance, you shall not commit another federal, state, or local crime
 15 during the term of supervision; you shall report to the nearest United States Probation Office
 16 within 72 hours from release; and, you shall abstain from the use of all illicit substances.

17 The defendant is remanded into the custody of the United States Marshal's Service.

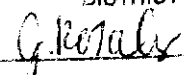
18 The defendant is advised of his right to appeal within 10 days.

19 DATED this 15th day of June, 2007.

20
 21
 22 
 23 Mary H. Murgula
 24 United States District Judge

25
 26 I hereby attest and certify on 5-19-08
 27 that the foregoing document is a full, true and correct
 28 copy of the original on file in my office and in my custody.

CLERK, U.S. DISTRICT COURT
 DISTRICT OF ARIZONA

- 2 By  Deputy

CLOSED

**U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CRIMINAL DOCKET FOR CASE #: 2:02-cr-50028-MHM-1**

Case title: USA, et al v. Arreguin

Date Filed: 02/01/2002

Assigned to: Judge Mary H Murguia

Defendant (1)**Gary Gerardo Arreguin**

represented by **Jane L McClellan**
Federal Public Defenders Office
850 W Adams St
Ste 201
Phoenix, AZ 85007
602-382-2700
Fax: 602-382-2800
Email: jane_mcclellan@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

None

Highest Offense Level (Opening)

None

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

21:860 and 841(a)(1) and (b)(1)(C) and
18:2; Possession with intent to
distribute a controlled substance within
1000 feet of a school; aiding and

Disposition**Disposition****Disposition**

ORDER REVOKING SUPERVISED
RELEASED ENTERED 06/18/07: dft
committed to the custody of BOP for a
term of 7 MONTHS; upon release dft

abetting

shall be placed on supervised release for
a term of 53 MONTHS

Plaintiff

United States of America

represented by **Darcy A Cerow**
US Attorney's Office
2 Renaissance Sq
40 N Central Ave
Ste 1200
Phoenix, AZ 85004-4408
602-514-7500
Fax: 602-364-7929
Email: Darcy.Cerow@USDOJ.GOV
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/12/2002	8	PETITION TO REVOKE Supervised Release as to Gary Gerardo Arreguin ; petition filed on 3/12/02. (REW) (Entered: 01/14/2005)
03/21/2002	1	Copy of TRANSFER of supervised release Document and file from Dist of Colorado filed purs to 18:3605 from Dist of Colorado, Case number: 96CR-442-N; Gary Gerardo Arreguin (1) ordered by Judge Mary H. Murguia on 3/1/02 case closed (PHR) (Entered: 03/21/2002)
03/28/2002	4	CERTIFEID COPY OF TRANSFER of supervised release purs to 18:3605 from Dist of Colorado ordered on 2/1/02 by Judge Mary H. Murguia; the Clerk today received a certified copy of the following: docket sheet and indictment and transfer of jurisdiction form case closed (PHR) (Entered: 09/22/2003)
12/22/2004	5	SUPERSEDING PETITION TO REVOKE supervised release as to Gary Gerardo Arreguin ; . (CMM) (Entered: 12/27/2004)
12/22/2004	6	MOTION to quash and reissue warrant re superseding petition [6-1] by Gary Gerardo Arreguin (CMM) (Entered: 12/27/2004)
12/22/2004		SUPERVISED RELEASE WARRANT issued for Gary Gerardo Arreguin ; (CMM) (Entered: 12/27/2004)
12/27/2004	7	ORDER by Judge Mary H. Murguia granting motion to quash and reissue warrant re superseding petition [6-1] by Gary Gerardo Arreguin (CMM) (Entered: 12/27/2004)
01/06/2005	9	Bench WARRANT (issued 3/12/02) returned unexecuted as to Gary Gerardo Arreguin; warrant quashed per order dated 12/21/04 (REW) (Entered: 01/14/2005)
04/13/2007	10	Arrest Warrant Returned Executed on 04/13/07 in case as to Gary Gerardo Arreguin. (ESL) (Entered: 04/20/2007)

04/20/2007	11	Rule 5(c)(3) Documents Received from US District Court, Northern District of California as to Gary Gerardo Arreguin (ESL) (Entered: 04/23/2007)
05/02/2007	12	Minute Entry for proceedings held before Judge Lawrence O Anderson : FINANCIAL AFFIDAVIT TAKEN; Initial Appearance re Revocation of Supervised Release as to Gary Gerardo Arreguin held on 5/2/2007; Appearance entered by John Lopez, IV for Darcy A Cerow for United States of America, Jane L McClellan(FPD) for Gary Gerardo Arreguin on behalf of defendant; Added attorney Darcy A Cerow for United States of America and Jane L McClellan added for Dft Gary Gerardo Arreguin; Detention Hearing set for 5/8/2007 10:00 AM before Magistrate Judge Edward C Voss; Dft ordered temporarily detained in the Custody of USM; Preliminary Revocation Hearing set for 5/8/2007 10:00 AM before Magistrate Judge Edward C Voss.(Court Reporter COURTSMART). (LSP) (Entered: 05/04/2007)
05/02/2007	13	ORDER APPOINTING COUNSEL as to Gary Gerardo Arreguin, Jane L McClellan appointed for Gary Gerardo Arreguin. Signed by Judge Lawrence O Anderson on 5/2/07.(LSP) (Entered: 05/04/2007)
05/08/2007	14	Minute Entry for proceedings held before Judge Edward C Voss : Detention Hearing as to Gary Gerardo Arreguin submitted on 5/8/2007, Preliminary Revocation Hearing as to Gary Gerardo Arreguin waived. Admit/Deny Hearing set for 5/15/2007 at 10:30 AM before Judge Mary H Murguia.(Court Reporter COURTSMART). (ESL) (Entered: 05/08/2007)
05/08/2007	15	ORDER OF DETENTION pending further proceedings as to Gary Gerardo Arreguin. Signed by Judge Edward C Voss on 05/08/07.(ESL) (Entered: 05/08/2007)
05/15/2007	16	Minute Entry for proceedings held before Judge Mary H Murguia. Court Reporter: Merilyn Sanchez. Admit/Deny Hearing as to Gary Gerardo Arreguin held on 5/15/2007. Disposition Hearing set for 6/13/2007 at 01:30 PM before Judge Mary H Murguia.(KSP) (Entered: 05/15/2007)
06/12/2007	17	SENTENCING MEMORANDUM by Gary Gerardo Arreguin (McClellan, Jane) (Entered: 06/12/2007)
06/13/2007	18	Minute Entry for proceedings held before Judge Mary H Murguia. Court Reporter: Merilyn Sanchez. Disposition Hearing as to Gary Gerardo Arreguin held on 6/13/2007. Order to follow.(KSP) (Entered: 06/13/2007)
06/18/2007	19	ORDER REVOKING SUPERVISED RELEASE for Gary Gerardo Arreguin (1), dft committed to the custody of BOP for a term of 7 MONTHS. The Court Recommends that the dft be placed in the Central District of California, if possible; upon release dft shall be placed on supervised release for a term of 53 MONTHS. Signed by Judge Mary H Murguia on 06/15/07.(ESL) (Entered: 06/18/2007)

PACER Service Center
Transaction Receipt

05/19/2008 15:14:59			
PACER Login:	us4935	Client Code:	
Description:	Docket Report	Search Criteria:	2:02-cr-50028-MHM
Billable Pages:	2	Cost:	0.16

hereby attest and certify on 5/19/08
that the foregoing document is a full, true and correct
copy of the original on file in my office and in my custody.

CLERK, U.S. DISTRICT COURT
DISTRICT OF ARIZONA

By G. W. [Signature] Deputy